





## **TECH CENTER 1600/2900**

PATENT

ATTORNEY DOCKET NO. 056100-5021-01

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)
Andrew Z. FIRE	)
Application No.: 09/215,257	) Group Art Unit: 1635
Filed: December 18, 1998	) Examiner: K. A. Lacourciere
For: GENETIC INHIBITION BY DOUBLE- STRANDED RNA	, ) )

Commissioner for Patents Washington, D.C. 20231

## TRANSMITTAL FORM

- 1. Transmitted herewith is an Amendment & Reply to the Restriction Requirement dated May 21, 2002 (Paper No. 25).
- 2. <u>Extension of Time</u>: Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- 3. Fee Calculation (37 C.F.R. 1.16)

CLAIMS AS AMENDED	Remaining		Previously	Extra	Rate	Total
			Paid			Fees
Total Claims	29	minus	29	0	\$18 each=	0.00
Independent Claims	6	minus	6	0	\$84 each=	0.00
First presentation of Multiple dependent claim \$280.00					0.00	
Sub-total =						
Reduction by 1/2 for filing by a small entity						0.00
					Total Fee =	\$0.00

[X] Applicant believes that no fees are required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

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4. <u>Constructive Petition</u> - **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: June 21, 2002 Morgan, Lewis & Bockius LLP Customer No. 09629 1111 Pennsylvania Avenue, N.W. Washington, D.C. 20004 202-739-3000 Respectfully submitted

Morgan, Lewis & Bockius LLP

Bonnie Weiss McLeod Registration No. 43,255